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THE WEST VALLEY CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, JUNE 12, 2012, AT 4:30 P.M., IN THE MULTI-PURPOSE ROOM, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING CAME TO ORDER AND WAS THEREAFTER CONDUCTED BY TEMPORARY MAYOR PRO TEM VINCENT.

THE FOLLOWING MEMBERS WERE PRESENT:

Steve Vincent Steve Buhler Don Christensen Tom Huynh Karen Lang

Paul Isaac, Acting City Manager Sheri McKendrick, City Recorder

ABSENT:

Mike Winder Corey Rushton

STAFF PRESENT:

Kevin Astill, Parks and Recreation Director Eric Bunderson, City Attorney Russell Willardson, Public Works Director John Evans, Fire Chief Layne Morris, CPD Director Nicole Cottle, CED Director Anita Schwemmer, Acting Police Chief Jeanette Carpenter, Acting Finance Director Jake Arslanian, Public Works Department Eric Madsen, Public Works Department Ed Domian, CED Department Steve Pastorik, CED Department Jody Knapp, CED Department Stan Varney, Fire Department Brandon Hill, Law Department Craig Thomas, Administration Jason Nau, Administration Intern

1. ELECT TEMPORARY MAYOR PRO TEM

Councilmember Vincent called the meeting to order and informed both Mayor Winder and Mayor Pro Tem Rushton were absent; therefore, it would be in order for the City Council to elect a temporary mayor pro tem to conduct the Study and Regular Meetings scheduled this night.

After discussion, Councilmember Buhler moved to elect Steve Vincent as Temporary Mayor Pro Tem for the purpose of conducting the Study Meeting and Regular Meeting scheduled this night. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent Ms. Lang Mr. Buhler Mr. Huynh Mr. Christensen	Yes
	Yes
	Yes
	Yes
	Yes

Unanimous.

2. APPROVAL OF MINUTES OF STUDY MEETING HELD MAY 22, 2012

The Council read and considered Minutes of the Study Meeting held May 22, 2012. There were no changes, corrections or deletions.

After discussion, Councilmember Huynh moved to approve the Minutes of the Study Meeting held May 22, 2012, as written. Councilmember Buhler seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Temporary Mayor Pro Tem Vincent	Yes

Unanimous.

3. REVIEW AGENDA FOR REGULAR MEETING SCHEDULED JUNE 12, 2012

Acting City Manager, Paul Isaac, stated two new items had been added to the Agenda for the Regular Meeting scheduled June 12, 2012, at 6:30 P.M. He discussed the new items and other items, as follows:

Item No. 9.B. – RESOLUTION NO. 12-92, APPROVE PURCHASE OF A REPLACEMENT AMBULANCE CAB AND CHASSIS FOR USE BY THE FIRE DEPARTMENT

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 12-92 which would approve the purchase of a replacement ambulance cab and chassis from Hinckley Dodge, in an amount not to exceed \$37,743.05, for use by the Fire Department.

Mr. Isaac stated Hinckley Dodge had been selected as the supplier for the ambulance cab and chassis as they currently offered the vehicle at the State Contract price.

Fire Chief, John Evans, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 12-92 at the Regular Council Meeting scheduled June 12, 2012, at 6:30 P.M.

Item No. 9.C. – RESOLUTION NO. 12-93, AUTHORIZE THE CITY TO EXECUTE A QUIT CLAIM DEED FROM WEST VALLEY CITY TO WEST VALLEY CITY TO CONSOLIDATE TWO CITY-OWNED PARCELS INTO ONE LEGAL DESCRIPTION AND ONE TAX PARCEL NUMBER FOR PROPERTY LOCATED AT 3244 SOUTH 1200 WEST

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 12-93 which would authorize the City to execute a Quit Claim Deed from West Valley City to West Valley City to consolidate two City-owned parcels into one legal description and one tax parcel number, for property located at 3244 South 1200 West.

Mr. Isaac stated West Valley City currently owned two parcels of land lying southwesterly of the 1200 West Connector Road currently under construction. He indicated the completed road would connect 3100 South at its current terminus at the Utah Cultural Celebration Center to the intersection 1200 West and 3300 South. He explained Parcel 15-26-351-018 containing 0.245 acres had been acquired through an exchange of property from the State of Utah, by and through the Division of Forestry, Fire & State Lands. He also explained Parcel 15-26-351-109 containing 1.721 acres had been acquired through an exchange of property from Salt Lake County. He stated as owner of both parcels, the City would clean up any issues which could exist with the prior chains of title by consolidating these parcels into one 1.966 acre parcel. He indicated the proposed action would facilitate future transactions related to the subject property.

City Attorney, Eric Bunderson, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 12-93 at the Regular Council Meeting scheduled June 12, 2012, at 6:30 P.M.

Item No. 8.A. – ORDINANCE NO. 12-25, AMEND SECTION 24-2-113 OF THE WEST VALLEY CITY MUNICIPAL CODE TO CLARIFY RESPONSIBILITY OF PAYERS AND PENALTIES FOR LATE PAYMENTS ON RESIDENTIAL SOLID WASTE COLLECTIONS

Acting City Manager, Paul Isaac, discussed proposed Ordinance No. 12-25 which would amend Section 24-2-113 of the West Valley City Municipal Code to clarify responsibility of payers and penalties for late payments on residential solid waste collections. He distributed a final draft of the proposed ordinance with recommended changes as previously directed by the City Council. He also answered questions from members of the City Council.

The City Council will consider proposed Ordinance No. 12-25 at the Regular Council Meeting scheduled June 12, 2012, at 6:30 P.M.

Item No. 8.B. – ORDINANCE NO. 12-26, AMEND SECTIONS 20-7-105 AND 20-7-106 OF THE WEST VALLEY CITY MUNICIPAL CODE TO CLARIFY WHO IS RESPONSIBLE FOR PAYMENT OF STORM WATER UTILITY AND TO CORRECT THE NAME OF THE UTILITY

Acting City Manager, Paul Isaac, discussed proposed Ordinance No. 12-26 which would amend Sections 20-7-105 and 20-7-106 of the West Valley City Municipal Code to clarify responsibility for payment of storm water utility. He distributed a final draft of the proposed ordinance with recommended changes as previously directed by the City Council. He also answered questions from members of the City Council.

The City Council will consider proposed Ordinance No. 12-26 at the Regular Council Meeting scheduled June 12, 2012, at 6:30 P.M.

Item No. 7.A. – PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECOMMENDED PROJECTS FOR FISCAL YEAR 2012-2013 AND CONSIDERATION OF RESOLUTION NO. 12-79, APPROVING THE WEST VALLEY CITY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) BUDGET PROPOSAL ON RECOMMENDED PROJECTS FOR FISCAL YEAR 2012-2013

Acting City Manager, Paul Isaac, stated a public hearing had been advertised for the Regular Council Meeting scheduled June 12, 2012, at 6:30 P.M., in order for the City Council to hear and accept public input regarding Community Development Block Grant (CDBG) recommended projects for fiscal year 2012-2013. He indicated that subsequent to the public hearing the Council would consider proposed Resolution No. 12-79 which would approve the West Valley City Community Development Block Grant (CDBG) budget proposal on recommended projects for fiscal year 2012-2013.

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Mr. Isaac stated a list of the applicants and a breakdown of administration costs, as requested by the City Council, had been included in the Council's packet of written documentation. He also answered questions from members of the City Council.

The City Council will hold a public hearing and consider proposed Resolution No. 12-79 at the Regular Council Meeting scheduled June 12, 2012, at 6:30 P.M.

Redevelopment Agency and Housing Authority Special Regular Meetings Scheduled June 12, 2012

Acting City Manager, Paul Isaac, discussed all items listed on the Agendas for Redevelopment Agency and Housing Authority Special Regular Meetings to be held June 12, 2012.

CED Director, Nicole Cottle, gave a summary of the proposed Resolution on the Redevelopment Agency Special Meeting Agenda (Resolution No. 12-12). She also reviewed a map and additionally discussed the next steps in the process of creating an Economic Development Area (EDA) upon approval by the Board. She answered questions from members of the City Council.

Acting City Manager, Paul Isaac, discussed the proposed Resolutions on the Housing Authority Special Meeting Agenda regarding the sale of public housing units and answered questions from members of the City Council.

Upon inquiry by the Acting City Manager there were no further questions regarding items scheduled on the above Agendas.

4. AWARDS, CEREMONIES AND PROCLAMATIONS SCHEDULED JUNE 19, 2012:

A. EMPLOYEE OF THE MONTH AWARD, JUNE 2012 – KEVIN CONDE', ADMINISTRATION

Acting City Manager, Paul Isaac, stated Councilmember Buhler would read the nomination of Kevin Conde', Administration, to receive the Employee of the Month Award for June 2012, at the Regular Council Meeting scheduled June 19, 2012, at 6:30 P.M. Mr. Conde' had been nominated for setting a high standard and performing above and beyond job description requirements.

B. ESSENTIAL PIECE AWARD – ANAND SINGH, YOUTH CITY COUNCIL MAYOR AND GATES MILLENNIUM SCHOLAR

Acting City Manager, Paul Isaac, stated Councilmember Huynh would read the nomination of Anand Singh, Youth City Council Mayor and Gates Millennium Scholar, to receive the Essential Piece Award, at the Regular Council Meeting scheduled June 19, 2012, at 6:30 P.M.

5. PUBLIC HEARINGS SCHEDULED JUNE 19, 2012:

A. ACCEPT PUBLIC INPUT REGARDING APPLICATION NO. ZT-4-2012, FILED BY WEST VALLEY CITY, REQUESTING A ZONE TEXT AMENDMENT TO ADD A SIDEYARD SETBACK EXCEPTION FOR CARPORTS

Acting City Manager, Paul Isaac, stated a public hearing had been advertised for the Regular Council Meeting scheduled June 19, 2012, at 6:30 P.M., in order for the City Council to hear and consider public comments regarding Application No. ZT-4-2012, filed by West Valley City, requesting a zone text amendment to add a sideyard setback exception for carports. He discussed proposed Ordinance No. 12-28 related to the Application to be considered by the City Council subsequent to the public hearing, as follows:

ORDINANCE NO. 12-28, AMENDING SECTION 7-6-305 OF TITLE 7 OF THE WEST VALLEY CITY MUNICIPAL CODE TO ALLOW CARPORTS TO ENCROACH IN THE SIDEYARD SETBACK

Acting City Manager, Paul Isaac, discussed proposed Ordinance No. 12-28 which would amend Section 7-6-305 of Title 7 of the West Valley City Municipal Code to allow carports to encroach in the sideyard setback.

Mr. Isaac stated the subject amendment would allow for carports to encroach in the sideyard setback similar to what was currently allowed for garages for homes built prior to April 18, 1990. He explained that currently the minimum garage side setback for a single-family home in a residential zone was ten feet. However, there was an exception to this setback that applied to garages, and he cited the following:

"Section 7-6-305(2) For homes existing as of the effective date of this ordinance, April 18, 1990, the side yard setback adjacent to a one-story garage may be reduced to a minimum of four feet provided the four-foot side yard is hard surfaced. The garage shall continually function as a storage area for vehicles and cannot be converted to living space for a dwelling."

The Acting City Manager also discussed the following proposed language to be added to this section to allow for carports to encroach in the minimum required setback area as well:

"Section 7-6-305(2) For homes existing as of the effective date of this ordinance, April 18, 1990, the side yard setback may be reduced to a minimum of four feet adjacent to a garage, and five feet adjacent to a carport. The garage or carport shall be no more than one-story, must be attached to the home, shall continuously function as a storage area for vehicles and cannot be converted to living space for a dwelling."

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Mr. Isaac explained the difference in the setback requirement from the garage to the carport was due to the firewall requirements in the International Building Code.

Upon discussion, the City Council requested clarification and reasons for certain language in the proposed ordinance, including the need for a certain date.

Jody Knapp, CED Department, further reviewed and discussed the proposed Ordinance. CED Director, Nicole Cottle, and Ms. Knapp also answered questions from members of the City Council.

The City Council will hold a public hearing regarding Application No. ZT-4-2012 and consider proposed Ordinance No. 12-28 at the Regular Council Meeting scheduled June 19, 2012, at 6:30 P.M.

6. RESOLUTION NO. 12-94, SETTING ASIDE LAND AT CENTENNIAL PARK LOCATED AT 3100 SOUTH 5415 WEST FOR A SKATE PARK

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 12-94 which would set aside land at Centennial Park located at 3100 South 5415 West for a skate park, along with a commitment to allocate \$100,000 to the project.

Mr. Isaac stated the proposal would set aside land for a skate park along with a commitment to the project in order to assist groups supporting and fundraising for the skate park.

The Acting City Manager reported many in the community had wanted a skate park in the City. He also stated that over the years several persons and groups had spoken at Council meetings in favor of having a skate park. He reported a group of supporters, including Josh Scheuerman, had agreed to work with the City in raising funds and support for a skate park. He indicated the proposed action by the City Council would get the project started so Mr. Scheuerman and similar groups could raise funds more successfully.

Mr. Isaac further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

Upon discussion and comments expressed by Councilmember Vincent that Centennial Park was the right location for a skate park, but there may be other property within the park that would be more appropriate than the parcel adjacent to 5600 West. Kevin Astill, Parks and Recreation Director, explained the proposal was general in nature. Councilmember Vincent expressed a desire to discuss the matter further and determine the exact location, and he cited some examples. Other Councilmembers expressed agreement for further discussion of this matter.

The City Council will consider proposed Resolution No. 12-94 at the Regular Council Meeting scheduled June 19, 2012, at 6:30 P.M.

7. CONSENT AGENDA SCHEDULED JUNE 19, 2012:

A. RESOLUTION NO. 12-95, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF BRENT FULLER TO THE PLANNING COMMISSION, TERM: JULY 1, 2012 – JULY 1, 2016

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 12-95 which would ratify the City Manager's reappointment of Brent Fuller to the Planning Commission for the term July 1, 2012, through July 1, 2016.

Mr. Isaac stated Mr. Fuller was a current member of the Planning Commission and desired to continue to serve in that capacity. He indicated Mr. Fuller's experience as a commissioner since 1992 made him a valuable member. He also indicated Mr. Fuller was an active member of the West Valley City community, which added insight when dealing with difficult issues. He also advised Mr. Fuller currently served as chairman of the Commission.

B. RESOLUTION NO. 12-96, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF PHILLIP M. CONDER TO THE PLANNING COMMISSION, TERM: JULY 1, 2012 – JULY 1, 2016

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 12-96 which would ratify the City Manager's reappointment of Phillip M. Conder to the Planning Commission for the term July 1, 2012, through July 1, 2016.

Mr. Isaac stated Mr. Conder had expressed interest in continuing to serve on the Planning Commission for an additional term. He indicated Mr. Conder had lived in the City for over 15 years and during that time been active in community development. He advised Mr. Conder's experience as a Commissioner made him a valuable member of that body.

C. RESOLUTION NO. 12-97, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF NECIA CHRISTENSEN TO THE BOARD OF ADJUSTMENT, TERM: JULY 1, 2012 – JULY 1, 2017

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 12-97 which would ratify the City Manager's reappointment of Necia Christensen to the Board of Adjustment for the term July 1, 2012, through July 1, 2017.

Mr. Isaac stated Ms. Christensen had expressed an interest in serving an additional term on the Board. He advised she continued to be a valuable, contributing member of the Board of Adjustment, serving since 1998, and currently serving as the chair. He stated Ms. Christensen had worked in the tax

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preparation field and her background in accounting provided valuable background in evaluating requests considered by the Board.

D. RESOLUTION NO. 12-98, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF RUSSELL MOORE TO THE BOARD OF ADJUSTMENT, TERM: JULY 1, 2012 – JULY 1, 2017

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 12-98 which would ratify the City Manager's reappointment of Russell Moore to the Board of Adjustment for the term July 1, 2012, through July 1, 2017.

Mr. Isaac stated Mr. Moore had expressed interest in serving an additional term on the Board. He advised that Mr. Moore was the owner of Westech Tile Inc., ceramic tile contractors for Utah, Wyoming, Nevada and Colorado and was currently serving as the vice-chair of the Board. He reported Mr. Moore had been involved in the development process for many years and would continue to be a valuable asset to the City serving on the Board of Adjustment.

E. RESOLUTION NO. 12-99, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF HAROLD WOODRUFF TO THE STORM WATER ADVISORY BOARD, TERM: JULY 1, 2012 – JUNE 30, 2014

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 12-99 which would ratify the City Manager's reappointment of Harold Woodruff to the Storm Water Advisory Board for the term July 1, 2012, through June 30, 2014.

Mr. Isaac stated Mr. Woodruff had expressed interest in continuing to serve on the Board.

The City Council will consider proposed Resolution Nos. 12-95 through 12-99 at the Regular Council Meeting scheduled June 19, 2012, at 6:30 P.M.

8. **COMMUNICATIONS:**

A. **NEIGHBORHOOD PARKING REVIEW**

Upon direction, the City Attorney, Eric Bunderson, presented a review of a proposed neighborhood parking ordinance. He used PowerPoint and discussed issues summarized as follows:

- Reminded that citizens have raised issues regarding the City not allowing parking tow trucks and tractor/trailers in neighborhoods and requested changes to the ordinance
- History and background of amendments to parking ordinances
- Overview of current ordinances including parking and traffic codes and how they are used by staff in enforcement and obtaining compliance

- Benefits of enforcement safety, traffic congestion, visibility, aesthetics, noise, effect on infrastructure – not all roads/streets created equal, and decreases emissions
- Compliance oriented enforcement with goal being compliance without fines

During the presentation of information regarding neighborhood parking, Mr. Bunderson answered questions from members of the City Council.

B. COUNCIL UPDATE

Acting City Manager, Paul Isaac, stated the City Council previously received a memorandum outlining upcoming meetings and events as follows: May 3 – June 27, 2012: Noticers: The Intersections of Art and Science Exhibit, UCCC; June 12-22, 2012: Early Voting Period for Primary Election, City Hall; June 19, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 20, 2012: Utah Apartment Association's "Holidays in the Heat" (food, coat, blanket & blood drive to benefit Utah Food Bank, The Road Home, Catholic Community Services and MountainStar Services), Mayerik Center, 9:00 A.M. – Noon; June 21-24, 2012: WestFest, Centennial Park; June 23, 2012: WestFest Events – 5K, Kids Fun Run & Softball Tournament, Family Fitness Center; June 23-30, 2012: Arts Council Production - Damn Yankees, UCCC; June 26, 2012: Primary Election; June 26, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 1-31, 2012: National Parks & Recreation Month "Rock Your Park" Activities; July 2, 2012: WorldStage! Summer Concert Series – West Valley Symphony, UCCC, 8:00 P.M.; July 3, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 4, 2012: Independence Day Holiday - City Hall closed; July 9, 2012: WorldStage! Summer Concert Series -Junction City Band, UCCC, 8:00 P.M.; July 10, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 12 – August 29, 2012: Face of Utah Sculpture VIII Exhibit, UCCC; July 13, 2012: Dutch Oven Cooking Demo for Family Fitness Center Members, Fitness Center; July 16, 2012: American Idol Live!, Maverik Center, 7:00 P.M.; July 16, 2012: WorldStage! Summer Concert Series – The Soulistics, UCCC, 8:00 P.M.; July 17, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 18 - 25, 2012: Days of '47 Celebration, Maverik Center; July 19 & 20, 2012: Polynesian Cultural Center Performance, UCCC, 8:00 P.M.; July 24, 2012: Pioneer Day Holiday - City Hall closed; July 24, 2012: Target VIG (Very Important Guest) Night, 5:00 P.M. - 7:00 P.M.; July 26 -28, 2012: Samoan Heritage Festival, Centennial Park; July 30, 2012: WorldStage! Summer Concert Series – Rumba Libre, UCCC, 8:00 P.M.; July 31, 2012: No Council Meeting (5th Tuesday); August 2, 2012: Promenade at Fairbourne Station Opening Celebration; August 6, 2012: The Colonels Cup Golf Tournament, Stonebridge Golf Course, Breakfast at 7:00 A.M. and Shotgun Start at 8:00 A.M.; August 6, 2012:

WorldStage! Summer Concert Series – Red Desert Ramblers, UCCC, 8:00 P.M.; August 7, 2012: No Council Meeting Scheduled; August 7, 2012: National Night Out; August 13, 2012: WorldStage! Summer Concert Series - World Travelers, UCCC, 8:00 P.M.; August 14, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 20, 2012: WorldStage! Summer Concert Series – Islands in the Desert, UCCC, 8:00 P.M.; August 21, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 28, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 3, 2012: Labor Day – City Hall closed; September 4, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 11, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 18, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 19, 2012: Lake Park Golf Social, Stonebridge Golf Course, 8:00 A.M. - 1:00 P.M.; September 25, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; and September 27, 2012: Kellogg's Tour of Gymnastics Champions, Maverik Center, 7:30 P.M.

9. **COUNCIL REPORTS**

A. COUNCILMEMBER TOM HUYNH – GRANGER BABE RUTH BASEBALL EVENT AND ASIAN FESTIVAL

Councilmember Huynh reported he recently attended a Granger Babe Ruth baseball event.

Councilmember Huynh reported regarding the recent Asian Festival held in Sandy City.

B. COUNCILMEMBER DON CHRISTENSEN – LOWER CRIME RATES Councilmember Christensen commended the Police Department for the lower

councilmember Christensen commended the Police Department for the lower crime rates and stated the decline had occurred five years in a row per FBI statistics.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE STUDY MEETING OF TUESDAY, JUNE 12, 2012, WAS ADJOURNED AT 5:58 P.M., TEMPORARY MAYOR PRO TEM VINCENT.

, ,	to be a true, accurate and complete west Valley City Council held Tuesday, J	
	Sheri McKendrick, MMC City Recorder	